

**In the United States Patent and Trademark Office**

Applicants: Yves AUBERSON *et al.*

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For: 3H-PHENOXAZINE DERIVATIVES  
SUITABLE AS NEAR-INFRARED  
IMAGING AGENTS, PREPARATION AND  
USE THEREOF

Confirmation No.: 4681

Examiner: Kahsay HABTE

Art Unit: 1624

Attorney Docket No.: 093286-0122

**RESPONSE TO EX PARTE QUAYLE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Ex parte Quayle office action dated February 22, 2010, Applicants respectfully request entry of the following amendments and consideration of the following remarks.

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 6.